

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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PETER DELVECCHIO, INDIVIDUALLY AND  
AS REPRESENTATIVE OF A CLASS OF  
SIMILARLY SITUATED PERSONS,

Plaintiff,

-against-

METROPOLITAAN TRANSPORTATION  
AUTHORITY,

Defendant.

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17 CIVIL 10051 (AKH)

**JUDGMENT**

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Order dated October 10, 2018, Plaintiffs' pleadings are insufficient to establish the required number of proposed class members under CAFA, 28 U.S.C. 1332(d)(5)(B), or alternatively, under its amount in controversy requirements. 28 U.S.C. 1332(d)(2). Individual Plaintiff DelVecchio also fails to meet the jurisdictional amounts in controversy under the general diversity statute. 28 U.S.C. 1332(a); Defendant's motion to dismiss is granted; judgment is entered to the defendant, the complaint is dismissed, and the Clerk shall tax costs.

**Dated:** New York, New York  
October 15, 2018

RUBY J. KRAJICK

Clerk of Court

BY:

Deputy Clerk

THIS DOCUMENT WAS EN  
ON THE DOCKET ON 10/15/2018